

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 3897 of 2018**

Awdhesh S/o Tileshwar, aged about 38 years, caste – Nai, R/o village Kargi,
P.S. Darima, Tahsil Ambikapur, District Surguja (C.G.).

---- Applicant**Versus**

State of Chhattisgarh through : Excise Sub Inspector, Excise Circle,
Ambikapur, District Surguja (C.G.).

---- Respondent

For Applicant	:	Shri Awadh Tripathi, Advocate
For Respondent/State	:	Shri Gary Mukhopadhyay, Government Advocate.

Hon'ble Shri Justice P. Sam Koshy**Order on Board****25/05/2018**

1. This is an application filed under Section 439 Cr.P.C. for grant of bail to the Applicant, who has been arrested in connection with Crime No. 24 of 2018 registered at Police Station Excise Circle, Ambikapur, District Surguja (C.G.) for the offence punishable under Sections 34(1), 34(2)(a) & 59(a) of Chhattisgarh Excise Act.
2. Case of the prosecution, in brief, is that 17 litres of country made Mahua liquor was seized by the police from the possession of the present Applicant.
3. Learned Counsel for the Applicant submits that the Applicant has been falsely implicated in the case and he is in jail since 16.04.2018, therefore, he may be released on bail.

4. On the other hand, Learned Counsel for the State opposes the bail application.

5. Considering the quantity of liquor which is alleged to have been seized from the possession of the applicant and also the fact that the applicant is in jail since 16.04.2018, prima facie, I am of the opinion that it is a fit case where the present applicant can be released on bail.

6. Accordingly, the application for grant of bail is allowed. It is directed that the Applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Court for his appearance before the said Court as and when directed.

Sd/-
(P. Sam Koshy)
Vacation Judge